Docket No.: 58647-029

**PATENT** 

2/4/ 23 3/18/63

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

**RESPONSE UNDER 37 CFR 1.116** 

EXPEDITED PROCEDURE

Yoshichika KOMATSU, et al.

Group Art Unit: 2861

Serial No.: 09/686,813

Filed: October 12, 2000

Examiner: Michael P. Nghiem

For:BODY COMPOSITION MEASURING APPARATUS WITH BUILT-IN WEIGHT

AMENDMENT UNDER 37 CFR 1.116

Commissioner for Patents Washington, DC 20231

Sir:

The following amendment and remarks are submitted in response to the Office Action mailed November 13, 2002.

## **IN THE CLAIMS**:

Please amend claim 1 as follows:

(Three times amended) A body composition measuring apparatus with a built-in

weight meter based on bioelectrical impedance measurement, comprising:

a weight meter for measuring a weight of a person under test;

a data input device;

an impedance measurement device; and

a CPU, wherein

WDC99 683746-1.058647.0029

Docket No.: 58647-029

PATENT AFT6861

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BODY COMPOSITION MEASURING APPARATUS WITH BUILT-IN WEIGHT METER

In re Application of

Yoshichika KOMATSU, et al.

Serial No.: 09/686,813

Filed: October 12, 2000

FEB 1 3 2003

: Response Under 37 CFR 1.116 - Expedited Procedure

Group Art Unit: 2861

Examiner: Michael P. Nghiem

FEB 19

For:

Box AF THE COMMISSIONER FOR PATENTS AND TRADEMARKS

Washington, DC 20231

Dear Sir:

Transmitted herewith is an Amendment in the above identified application.

No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

Also attached:

The fee has been calculated as shown below:

The fee has been calculated	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	22	22	0	\$18.00 =	\$0.00
Independent Claims	2	3	0	\$84.00 =	\$0.00
L	Multiple claims newly presented			\$0.00	
		Fee for extension of time			\$0.00
					\$0.00
			Total of Above Calculations		

Please charge my Deposit Account No. <u>500417</u> in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

Michael A. Messina Registration No. 33,424

600 13<sup>th</sup> Street, N.W. Washington, DC 20005-3096 (202) 756-8000 MAM:mcm Facsimile: (202) 756-8087 **Date: February 13, 2003**